

**REQUEST FOR AN ORDER SEALING THE AFFIDAVIT
OR A PORTION OF THE AFFIDAVIT**

Affiant requests that the following portion of the search warrant affidavit be ordered sealed by the magistrate in order to implement the privilege under Evidence Code section 1041 and to protect the identity of any confidential informant(s), pursuant to the Supreme Court decision in People v. Marie Hobbs (1994) Cal 4th 948.

If any of the information within the requested sealed portion of the affidavit is made public, it will reveal or tend to reveal the identity of any confidential informant impair further related investigations and endanger the life of the confidential informant(s)

IT IS ORDERED THAT: the following portion of the Search warrant affidavit identified as the "Confidential Attachment" be sealed and kept in the custody of the Sacramento Sheriff's Department and not be made a part of the public record until further order of this court or any competent court.

Dated:

APR 15 2011

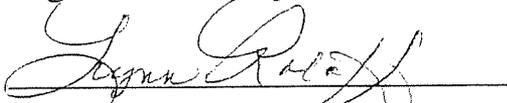

JUDGE
SACRAMENTO SUPERIOR COURT

SW No. _____

STATE OF CALIFORNIA - COUNTY OF SACRAMENTO
Search Warrant and Affidavit
(Affidavit)

Detective Lynn Roloff, being sworn, says that on the basis of the information contained within this Search Warrant and Affidavit and the Attachment(s) and incorporated Statement of Probable Cause, comprising a total of 10 pages, she has probable cause to believe and does believe that the property described below is lawfully seizable pursuant to Penal Code Section 1524, as indicated below, and is now located at the location(s) set forth below. Wherefore, affiant requests that this Search Warrant to be issued.

Night Service Requested: Yes () No (X) Justification on page(s) _____



(Signature of Affiant - after having been sworn)

Reviewed electronically by Alberto
Roldan
(Deputy District Attorney)

(Search Warrant)

The people of the State of California to any Sheriff, Policeman or Peace Officer in the County of Sacramento:

Proof by Affidavit having been made before me, by Detective Lynn Roloff, that there is probable cause to believe that the property described herein may be found at the locations set forth herein and that it is lawfully seizable pursuant to Penal Code Section 1524 as indicated below by "X" in that it:

- _____ was stolen or embezzled
- X was used as the means of committing a felony
- _____ is possessed by a person with the intent to use it as a means of committing a public offense or is possessed by another to whom he or she may have delivered it for the purpose of concealing it or preventing its discovery
- X tends to show that a felony has been committed or that a particular person has committed a felony

You are therefore commanded to search:

The business known as Sacramento Credit Union, located at 800 "H" Street, Sacramento, CA 95814, directed to the Risk Analyst.

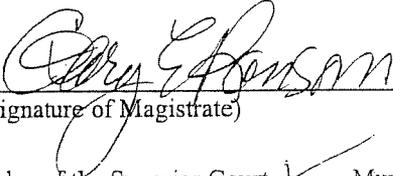
For the following property:

Any and all personal and business financial accounts relating to the name of Scott R. Jones, social security number [REDACTED] to include copies of withdraws, deposits, incoming and exiting checks, loan information, account exchange information, applications, cashier checks, money

orders, and any other activity on any account within the Sacramento Credit Union. The requesting dates for the records, is January 1, 1999 to current.

YOUR AFFIANT REQUESTS UPON SERVICE OF THIS SEARCH WARRANT, THE COURT DIRECTS THE SACRAMENTO CREDIT UNION THAT NO CONTACT OR NOTIFICATION BE MADE BY THE SACRAMENTO CREDIT UNION OR ANY AFFILIATE COMPANY WITH THE FINANCIAL INSTITUTION UNTIL FURTHER NOTICE OF THE COURT.

And to seize it if found and bring it forthwith before me, or this court, at the courthouse of this court. This Search Warrant and incorporated Affidavit was sworn to and subscribed before me this 15th day of August, 2002 at 2:40 ~~pm~~ ^{am}. Wherefore, I find probable cause for the issuance of this Search Warrant and do issue it.

 Night Search Approved: Yes () No (CEJ)
(Signature of Magistrate) (Magistrate's Initials)

Judge of the Superior Court Municipal Court - Sacramento Judicial District

Executed by _____ Date _____
Time _____

SUPPORT OF ISSUANCE OF SEARCH WARRANT
COUNTY OF SACRAMENTO, STATE OF CALIFORNIA

I, Detective, Lynn Roloff, have been employed by the Sacramento County Sheriff's Department for eighteen (18) years as a Deputy Sheriff. Before my current assignment I was assigned to the South Patrol Division as a Patrol Training Officer for 5 years. I responded to and investigated thousands of crimes including thefts, burglaries, forgeries, credit card fraud, and various other crimes. During my investigations I interviewed suspects, victims, and witnesses, seized evidence, and made arrests.

I received my education from a private college, The Union Institute, and possess an Associates of Arts with 32 extra units in the field of Communications with an emphasis in Criminal Justice. I have attended 280 hours in the fraud and forgery investigation training courses given by the Department of Justice, POST, San Jose University, and The Presley Institute. In addition to the above, I have completed an additional 320 hours of related courses in Fraud/Forgery and Identity Theft.

I am currently an instructor of Identity Theft for the Sacramento Police Department Academy, Sacramento County Sheriff's Department, Quantico Federal Bureau of Investigation (FBI) Academy, financial institutions, and Certified Fraud Examiners/Specialists. I am a speaker at various community organizations both private and public, in the detection of Fraud and Identity Theft. I have also been interviewed on Identity Theft with numerous newspapers, magazines, updated training documents, and television documentaries, internationally and within the United States.

I have been in my current assignment as a Detective with the Financial Crimes Bureau/Identity Theft Task Force for 5 years and have investigated over 500 cases of Identity Theft, Counterfeiting, Fraud, Forgery and Embezzlement.

On November 19, 2001, The Detectives of the Sacramento County Sheriff's Department, Identity Theft Task Force and I, executed a search warrant in Los Angeles, CA. This search warrant was for an Identity Theft case reported by a victim in Sacramento, CA.

The evidence found in Los Angeles, revealed that a subject in Sacramento supplied the personal information used to commit the Identity Theft. The person found to be the supplier of information (in Sacramento) was identified as ARNOLD HAILASSIE, dba Financial Funding or Fund America, Inc. The subject who was found to be responsible (in Los Angeles) for committing the Identity Theft was identified as LINDA KELLY.

A second warrant was written and executed on December 14, 2001, for the residence of [REDACTED] Sacramento, (belonging to ARNOLD HAILASSIE).

The investigation revealed there was an additional Identity Theft being committed by HAILASSIE, therefore a third search warrant was written and executed on January 24, 2002, for the same residence [REDACTED] and for the business (Financial Funding, Fund America Inc.) owned by ARNOLD HAILASSIE located at 10485 Folsom Blvd, Rancho Cordova, CA. At this time, ARNOLD HAILASSIE was arrested for Identity Theft, Grand Theft, and numerous other fraud related charges.

I spoke with Secret Service Agent, [REDACTED] about this investigation and the seizure of evidence from Los Angeles and Sacramento. [REDACTED] informed me he had arrested a subject in Los Angeles (identified as [REDACTED]) who was involved with LINDA KELLY and ARNOLD HAILASSIE.

SSA [REDACTED] stated that his on-going investigation included a "proffer" by the subject arrested, identified as [REDACTED] aka [REDACTED]. [REDACTED] authored a 52 page, detailed statement of events surrounding his criminal involvement. This proffer was written with the approval of his attorney. This statement was to cooperate with Secret Service prior to the disposition of his pending case. [REDACTED] had previously been a confidential informant with [REDACTED]. His work with [REDACTED] had been tested and proven reliable and he was subsequently used by [REDACTED] as a paid informant. The Federal Bureau of Investigations and the United States Secret Service confirmed this confidential informant status to me.

The evidence I seized during the searches in Los Angeles and Sacramento is related to this on-going investigation conducted by US Secret Service and Federal Bureau of Investigations, which resulted in the arrest of [REDACTED]

I was given a copy of the proffer written by [REDACTED]. This proffer was an entire series of events for the fraud activity resulting in [REDACTED] arrest. In addition to this incident, there is a substantial amount of information involving numerous other criminal acts. The persons who were the "masterminds" behind [REDACTED] involvement were identified as "The Malones" (specifically, "Don" and "Brian") who own and operate Fast Break Bail Bonds located at 918 "J" Street, Sacramento according to [REDACTED]

In the proffer, [REDACTED] wrote that Brian (Malone) has a Sacramento cop in one of the offices at Fast Break Bail Bonds. He further stated the Sacramento cop is identified as "Scott" and keeps them (the Malone's) informed of drug raids, criminal history information, warrant checks, etc. [REDACTED] also drew a diagram of the Fast Break Bail Bonds office and identified "Scott's" office within the business.

Approximately 2 weeks later, I received a call from one of my partners, Detective Al Kirby, who informed me that Patrol Deputies had just arrested an individual for a stolen vehicle and possession of counterfeit checks and identification(s). This subject was identified as DANIEL FLYNN.

FLYNN was making spontaneous statements to Detective Kirby about how he wanted to speak with someone in regard to him possessing the counterfeit checks and identifications. FLYNN further informed Detective Kirby the counterfeit checks and identifications involved a local Bail Bonds company by the name of Fast Break Bail Bonds. Due to prior arrests of persons naming Fast Break Bail Bonds as being a supplier of counterfeit checks, identifications, and counterfeit vehicle titles, Detective Kirby knew I was the detective who had been collecting this information.

I spoke with FLYNN in regards to the information he wished to provide. FLYNN informed me that he was hired to do odd jobs around the office at Fast Break Bail Bonds. FLYNN informed me that he was the friend of Jeff Malone and this is how he started working for Fast Break Bail Bonds.

FLYNN stated he had been working at the bail bonds agency for the last six months and he was becoming a trusted individual with the owner, Don Malone. FLYNN told me, Don Malone was "running meth" out of the bail bonds agency. FLYNN stated, Don was calling the shots when dealing with the production and transportation of the methamphetamine. FLYNN stated, Don had other persons who would sell the narcotics so he would be distant from any possible drug busts.

FLYNN informed me he had received his counterfeit identifications and counterfeit checks from Fast Break Bail Bonds. FLYNN stated that Jeff Malone had shown FLYNN how to make counterfeit identifications and checks. FLYNN stated, all of the computers inside of Fast Break Bail Bonds have the programs to make the counterfeit identifications and checks. FLYNN stated, Fast Break Bail Bonds accepts checks and credit cards when they are conducting business for people putting up money to bail friends and family out of jail. FLYNN stated the credit card numbers and the checks were used as a source of information, in order to produce counterfeit checks and for making fraudulent purchases.

FLYNN stated that he has accessed all of the computers within Fast Break Bail Bonds. FLYNN stated that Jeff and Brian Malone's computer were the computers used to make counterfeit checks and/or identifications.

FLYNN further stated, he had seen some paperwork in the basement of the bail bonds agency bearing the name of [REDACTED] FLYNN stated, he had inquired to Brian

Malone about this person and he was told to just forget about this person because "they" considered this person to be dead.

FLYNN stated there is a Sacramento County Sheriff Deputy who is also an attorney, with an office located in the middle of Fast Break Bail Bonds. FLYNN identified this Sheriff/Attorney as "Scott." FLYNN stated he has seen "Scott" at the bail bonds agency on a number of occasions. FLYNN stated when he originally saw "Scott" he had asked Jeff Malone who he was and was told his name is "Scott" and he is a cop that works with them (referring to the Malone's). FLYNN further stated, he was told by Jeff Malone, that "Scott" was keeping an office within the bail bond agency free of rent because "they were taking care of each other, by pulling criminal history and other information."

I asked FLYNN if he knew who [REDACTED] was or had ever spoken with [REDACTED]. FLYNN stated he had only seen his name on paperwork in the basement of Fast Break Bail Bonds and had never met [REDACTED].

The next day after this interview, I was contacted by a deputy working the Sacramento County Main Jail and informed there was an inmate by the name of ANTHONY SKONDIN who wanted to talk to a detective in regard to a counterfeit check he obtained through Fast Break Bail Bonds. I responded to the Main Jail where I met with SKONDIN in the Sergeant's Office. SKONDIN stated he had already been sentenced to prison for passing a counterfeit check and was suppose to be transported sometime in the next few days. SKONDIN told me, he was a friend with a guy by the name of "Duff" (Raul Vella) who worked at Fast Break Bail Bonds.

SKONDIN stated, he was introduced to Jeff Malone through "Duff" at Fast Break Bail Bonds. SKONDIN stated, he wanted to make some extra money and he was "doing dope." SKONDIN said that "Duff" took him to Fast Break Bail Bonds where he watched Jeff Malone manufacture 10 counterfeit checks for SKONDIN on the computer system at Jeff's desk. SKONDIN stated that Jeff gave the checks to "Duff" and told him he wanted his portion of money from the checks once they were cashed.

SKONDIN further stated, he and "Duff" were given methamphetamine from Jeff and he, "Duff" and Jeff smoked the methamphetamine in one of the back offices, at the bail bonds agency.

I had asked SKONDIN if he knew FLYNN. SKONDIN stated he had never heard of or met anyone with that name.

I contacted FBI SA [REDACTED] and requested an interview with [REDACTED] who was incarcerated in Dublin, CA, at the Federal Holding Facility.

On May 30, 2002, I conducted this interview with my partner Detective Jackson. Included in this interview was Federal Bureau of Investigation, Special Agent, [REDACTED] and [REDACTED] defense attorney [REDACTED].

I specifically asked questions relating to "Scott, the Sacramento Cop" [redacted] informed me he had never seen "Scott" however, [redacted] did see the attorney's office located within Fast Break Bail Bonds. [redacted] stated he remembered seeing the name plaque located outside of the office identifying this was an attorney's office. [redacted] stated there was a female name and "Scott's" name written on the plaque with their title of "Attorney's." [redacted] stated he knew of "Scott" through Brian Malone.

[redacted] stated he was OR'd from the Sacramento Main Jail pending a Federal Violation of Probation case on August 10, 2000. After this date [redacted] was concerned he possibly had a warrant for his arrest and discussed this matter with Brian Malone at the Fast Break Bail Bonds office. [redacted] stated that Brian Malone told him he could get a warrant check done now by "Scott" and picked up a cellular telephone. [redacted] questioned who "Scott" was and how he could get this information. [redacted] was told by Brian Malone,

"Scott" is a Sacramento Cop that is a long time friend, "Scott" is also an attorney and that "we" let "Scott" stay here. "We" take care of each other."

[redacted] stated he interpreted this conversation with Brian as if "Scott" was given an office within the bail bond agency, free of rent, and in return would provide the Malone's with confidential information.

[redacted] further stated, Brian picked up his cellular telephone, called a telephone number either by memory or by a programmed telephone number within his cellular telephone and gave [redacted] name, date of birth, and social security number to the person Brian stated was "Scott."

[redacted] remembered this first telephone conversation took place at approximately 9:00pm. [redacted] stated, the first telephone conversation took less than one minute. [redacted] stated, Brian told him "Scott" was working tonight and he was "tied up right now and "Scott" would call him back in about 20-30 minutes."

[redacted] stated, he stayed inside of Brian's office until Brian received a telephone call from "Scott." [redacted] stated, Brian verbally repeated the information as he was receiving the information from "Scott." In addition to the warrant check, "Scott" told Brian about [redacted] previous arrests and convictions. [redacted] stated, Brian ended the conversation by saying to "Scott", "I'll see you later this evening." [redacted] informed me that once Brian hung up the telephone he told [redacted] that "We take care of each other."

I asked [redacted] if he had knowledge of "Scott" knowing Brian is an ex-felon. [redacted] informed me, Brian constantly bragged about being in prison. [redacted] further stated anyone who knew Brian for "more than a day" would know Brian has done prison time because he is always talking about it.

I found a "Scott Jones" who is employed with the Sacramento County Sheriff's Department and is also an attorney. I also looked in the Sacramento telephone book

where I found the name "Scott Jones, Attorney at Law, 918 "J" Street, Sacramento, CA." This is the same address as Fast Break Bail Bonds. The California State Bar listing for Scott Jones' also shows his business address as 918 "J" Street, Sacramento.

I reviewed the records for JONES' cellular telephone [REDACTED], specifically looking for the dates surrounding August 20, 2000 through August 25, 2000 for the Criminal History Information provided to Brian (Malone) on [REDACTED]

On August 25, 2000, an inquiry for Criminal History Information (arrest and conviction history and outstanding warrants) was completed through the CAD system (Patrol Vehicle Computer System) of [REDACTED]. The inquiry was made at 2311 hrs. On this date and time, SCOTT JONES was working and assigned to North Patrol. The cellular telephone assigned by SSD to JONES [REDACTED] showed a call placed to Fast Break Bail Bonds (916-442-4400) at 2306 hrs. The telephone number to Fast Break Bail Bonds is the published telephone number as shown in the Sacramento SBC Pacific Bell Telephone Book.

Incoming telephone calls (on cellular telephones) are reflected on the billing statements as "Incoming" and do not show the callers telephone number. JONES' cellular telephone records reflected numerous "incoming" calls at the time when Brian originally contacted "Scott."

In the "proffer statement" written by [REDACTED] the cellular telephone number belonging to Brian Malone was (916) 616-5987. A search of both cellular telephones assigned to Jones and Jones' desk telephone records showed Brian Malone's cellular telephone number (916-616-5987) along with telephone numbers belonging to Fast Break Bail Bonds, 918 "J" Street, were found as numbers called by Scott Jones.

Fast Break Bail Bonds has listed and unlisted telephone numbers located at 918 "J" Street, Sacramento. Upon review of Jones' cellular and desk telephone records, I found numerous telephone calls completed by Jones to the prefix of a "downtown" telephone number. I called the numerous telephone numbers from the records, and found a few of the telephone numbers were unlisted numbers that belonged to Fast Break Bail Bonds.

In September 2000, Jones was assigned to the Sacramento County Sheriff's Department, Legal Affairs Division and was issued a new cellular telephone with the number of [REDACTED]

A search of the Criminal History inquiries conducted by Jones, were pulled and compared to Jones' cellular telephones [REDACTED] and Jones' SSD desk telephone [REDACTED]. There were numerous "Incoming" telephone calls on or about the same time the Criminal History inquiries were made. Jones completed these inquiries during the hours he was working for SSD. There were numerous Criminal History inquiries made by Jones that do not appear to be work related. I contacted Captain Dave Lind of the Legal Affairs Division and I informed him of the names from

the Criminal History inquiries. I was told that none of the names were persons affiliated with any investigation(s) by Legal Affairs.

Per the US Probation Department, Brian Malone has a current cellular telephone number of (916) 276-1945, as of June 2002. This cellular telephone number also showed on Jones' cellular telephone and desk telephone records.

I contacted Cellco Partnership (Vorizon/Sprint/Airtouch) and was told that the prefix of [REDACTED] and [REDACTED] were numbers assigned to the cellular telephone service provided by their company.

I contacted Janet Wall, legal compliance department for MPower Communications and was told that the number [REDACTED] are numbers belonging to Mpower Communications and that these numbers are assigned to Fast Break Bail Bonds, 918 "J" Street, Sacramento, CA 95814.

In conclusion, the Criminal History Inquiry conducted on [REDACTED] on 08/25/2000 did in fact occur and the telephone number to Fast Break Bail Bonds did in fact show on Jones' cellular telephone records.

Due to the number of incoming calls on Jones' cellular and desk telephones when compared to the times and dates of the Criminal History inquiries in question, I believe a search of Fast Break Bail Bonds telephone records and Brian Malone's cellular telephone records will confirm the exchange of confidential information.

The criminal history inquiry of [REDACTED] and any other criminal history inquiries provided to the Malone's, dba, Fast Break Bail Bonds is in direct violation of Penal Code section 502(c)(2).

I believe that Jones does not pay for rent at Fast Break Bail Bonds and he is providing "favours" (illegal acts) for the Malones in lieu of paying rent space. By obtaining the financial records for Jones, it will show the lack of monthly payment to Fast Break Bail Bonds, The Malone's. This will also show any possible payments made to Jones for conducting these illegal acts.

Following the telephone conversations between Brian Malone and Jones, there were numerous telephone calls on Jones' cellular records showing the telephone number to The Sacramento Credit Union. I contacted Linda James of the Sacramento Credit Union and was told Jones does have active account(s) at their financial institution.

Jones graduated from the Lincoln Law School, and received his California Bar Card in 1998. Sometime thereafter, Jones used the address of Fast Break Bail Bonds, 918 "J" Street, Sacramento as his law practice. The requested time for the financial records is based on the approximate time of [REDACTED] contact with Fast Break Bail Bonds and the Malone's.

Based on my training and experience along with the corroborating statements as stated in this probable cause declaration, I know that a business and/or personal relationship has been established between Scott R. Jones and the Malone's. I therefore request a search warrant be issued for the personal and business financial account records of Scott R. Jones, social security number [REDACTED]

This request is to include any and all accounts relating to the name of Scott R. Jones, social security number [REDACTED] to include copies of withdraws, deposits, incoming and exiting checks, loan information, account exchange information, applications, cashier checks, money orders, and any other activity on any account within the Sacramento Credit Union. The dates for this request are January 1, 1999 through current.

Exhibit "4"

REQUEST FOR AN ORDER SEALING THE AFFIDAVIT

OR A PORTION OF THE AFFIDAVIT

Affiant requests that the following portion of the search warrant affidavit be ordered sealed by the magistrate in order to implement the privilege under Evidence Code section 1041 and to protect the identity of any confidential informant(s), pursuant to the Supreme Court decision in People v. Marie Hobbs (1994) Cal 4th 948.

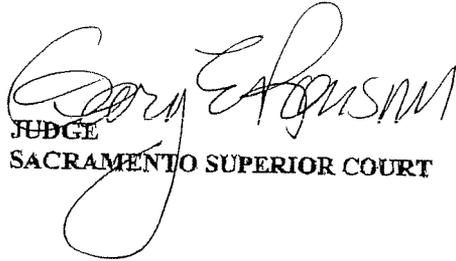
If any of the information within the requested sealed portion of the affidavit is made public, it will reveal or tend to reveal the identity of any confidential informant impair further related investigations and endanger the life of the confidential informant(s)

IT IS ORDERED THAT: the following portion of the Search warrant affidavit identified as the "Confidential Attachment" be sealed and kept in the custody of the Sacramento Sheriff's Department and not be made a part of the public record until further order of this court or any competent court.

Dated: _____

SEP 18 2002

JUDGE
SACRAMENTO SUPERIOR COURT

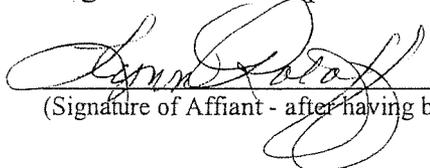


SW No. _____

STATE OF CALIFORNIA - COUNTY OF SACRAMENTO
Search Warrant and Affidavit
(Affidavit)

Detective Lynn Roloff, being sworn, says that on the basis of the information contained within this Search Warrant and Affidavit and the Attachment(s) and incorporated Statement of Probable Cause, comprising a total of 10 pages, she has probable cause to believe and does believe that the property described below is lawfully seizable pursuant to Penal Code Section 1524, as indicated below, and is now located at the location(s) set forth below. Wherefore, affiant requests that this Search Warrant to be issued.

Night Service Requested: Yes () No (X) Justification on page(s) _____



(Signature of Affiant - after having been sworn)

Electronically approved by Albert Roldan
(Deputy District Attorney)

(Search Warrant)

The people of the State of California to any Sheriff, Policeman or Peace Officer in the County of Sacramento:

proof by Affidavit having been made before me by Detective Lynn Roloff, that there is probable cause to believe that the property described herein may be found at the locations set forth herein and that it is lawfully seizable pursuant to Penal Code Section 1524 as indicated below by "X" in that it:

- was stolen or embezzled
- was used as the means of committing a felony
- is possessed by a person with the intent to use it as a means of committing a public offense or is possessed by another to whom he or she may have delivered it for the purpose of concealing it or preventing its discovery
- tends to show that a felony has been committed or that a particular person has committed a felony

You are therefore commanded to search:

The business known as US Bank, located at 1446 Ethan Way, suite #101, Sacramento, CA directed to Corporate Loss Prevention Analyst, Kim Schrut.

For the following property:

Any and all personal and business financial accounts relating to the name of Scott R. Jones, Attorney at Law, social security number [REDACTED] to include copies of withdraws, deposits, incoming and exiting checks, loan information, account exchange information, applications, cashier checks, money orders, and any other activity on any account within US Bank.

YOUR AFFIANT REQUESTS UPON SERVICE OF THIS SEARCH WARRANT, THE COURT DIRECTS THE SACRAMENTO CREDIT UNION THAT NO CONTACT OR NOTIFICATION BE MADE BY THE SACRAMENTO CREDIT UNION OR ANY AFFILIATE COMPANY WITH THE FINANCIAL INSTITUTION UNTIL FURTHER NOTICE OF THE COURT.

And to seize it if found and bring it forthwith before me, or this court, at the courthouse of this court. This Search Warrant and incorporated Affidavit was sworn to and subscribed before me this 18th day of September, 2002 at 1340 am/pm. Wherefore, I find probable cause for the issuance of this Search Warrant and do issue it.

Gary Edgeman Night Search Approved: Yes () No (GE)
(Signature of Magistrate) (Magistrate's Initials)

Judge of the Superior Court Municipal Court - Sacramento Judicial District

Executed by DET. L. ROLOFF Date 09/19/02
Time 1300 HRS.